Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009

Message Text

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PAGE 01 STATE 307352
ORIGIN EUR-12

INFO OCT-01 ISO-00 SS-15 L-03 H-01 PRS-01 NSCE-00
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DRAFTED BY EUR/EE:THGERTH
APPROVED BY EUR/EE:CWSCHMIDT
C:IWOLF
L/EUR:JWILLIS
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O 261820Z DEC 77 ZFF4
FM SECSTATE WASHDC
TO AMEMBASSY BUDAPEST NIACT IMMEDIATE

C O N F I D E N T I A L STATE 307352

E.O. 11652: GDS

TAGS: SCUL, HU, US

SUBJECT: THE CROWN OF ST. STEPHEN-LAW SUIT BY SEN. DOLE

(BEGIN UNCLASSIFIED)

1. SENATOR ROBERT DOLE (R-KAN) FILED SUIT DECEMBER 23 TO BLOCK RETURN OF CROWN, CONTENDING RETURN REQUIRES TREATY AND HIS RIGHT TO ADVISE AND CONSENT THEREFORE DENIED IN HEARING DECEMBER 23 US ATTORNEY STIPULATED THAT THE CROWN WOULD REMAIN IN US CUSTODY UNTIL THE FORMAL TRANSFER ON JANUARY 6 IN BUDAPEST. COURT FIRST SET JAN 3 FOR HEARING ON PRELIMENARY INJUNCTION; NOW SET FOR DEC 29.

2. FOLLOWING PRESS GUIDANCE WAS PREPARED FOR S/PRS:

Q: WHAT IS THE STORY ON THE DOLE SUIT ON THE CROWN?

A: SENATOR DOLEFILED SUIT DECEMBER 23 IN THE FEDERAL
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DISRICT COURT OF KANSAS CITY TO BLOCK RETURN OF THE CROWN. THE COURT HAS SET A HEARING FOR DECEMBER 29.

THE JUDGE DENIED THE MOTION FOR A TEMPORARY RESTRAINING ORDER BASED UPON OUR ASSURANCES THAT THE CROWN WOULD REMAIN IN THE CUSTODY OF THE UNITED STATES UNTIL THE FORMAL TRANS-FER CEREMONY ON JANUARY 6. THE EXECUTIVE BRANCH HAS NOT

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BEEN RESTRAINED BY ANY COURT WITH RESPECT TO THE CROWN.

Q: WILL THE CROWN REMAIN IN THE UNITED STATES UNTIL JAN 6?

A: NO. WE STIPULATED THAT IT WOULD REMAIN IN US CUSTODY UNTIL JANUARY 6. THE CROWN WILL OBVIOUSLY HAVE TO LEAVE THE UNITED STATES EARLIER IN ORDER FOR THERE TO BE A CEREMONY ON JANUARY 6 AT BUDAPEST, BUT THE LOGISTICAL QUESTION OF THE EXACT DATE OF THE CROWN'S DEPARTURE HAS NOT BEEN DETERMINED.

(END UNCLASSIFIED)

3. OUR STIPULATION TO THE COURT GIVES ADDITIONAL REASON FOR OUR REQUIREMENT THAT THE CROWN BE TRANSFERRED ONLY BY THE US DELEGATION AND ITS HEAD (PARA 4 AND 5 STATE 307210) REFTEL WAS DRAFTED PRIOR TO THE DOLE SUIT. VANCE

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Message Attributes

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Concepts: LAW
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Decaption Note:
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Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Review Exemptions: n/a
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TAGS: SCUL, HU, US
To: BUDAPEST
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